Remarks

The Final Office Action dated December 11, 2009, lists the following rejections: claims 1-2, 9-12 and 15-17 stand rejected under 35 U.S.C. § 102(e) over Plangger (U.S. Patent No. 6,407,727); claims 3 and 13 stand rejected under 35 U.S.C. § 103(a) over the '727 reference in view of Ito (U.S. Patent No. 6,538,629); and claims 4-8 and 14 stand rejected under 35 U.S.C. § 103(a) over the '727 reference in view of Rodeschini (EP 1341150). Claim 18 is objected to but would be allowable if rewritten. In the following discussion, Applicant traverses all rejections, and does not acquiesce in any regard to averments in this Office Action (unless Applicant expressly indicates otherwise).

Applicant submits that there is not a *prima facie* case for the rejections under 35 U.S.C. § 102(e). As such the finality of the Office Action is improper and should be withdrawn. In anticipation of this withdrawal of finality, Applicant has introduced facilitating amendments. Applicant notes that the impropriety of the finality of the Office Action is an issue that must be addressed independently from whether the facilitating amendments are accepted.

Applicant respectfully traverses the rejection under 35 U.S.C. § 102(e) over the '727 reference because there is not express or implicit support for each limitation. "A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." M.P.E.P. § 2131 citing to *Verdegaal Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631 (Fed. Cir. 1987). In particular, each of the independent claims includes limitations directed toward two time row selection times, one following the other. The claim limitations indicate that it is the second, or following, row selection time that is mirrored. The relied upon teachings of the '727 reference do not expressly or inherently teach that the second/following row selection time is mirrored. A comparison of column voltage waveform depicted in the cited FIG. 8 to the corresponding part of FIGs. 5-7 shows that the waveform of the second time period (t1) is not mirrored and is unchanged. Accordingly, it is not proper to reject the claims as being anticipated under 35 U.S.C. § 102(e) and the finality of the rejection is improper.

Notwithstanding, Applicant has amended the claims to include limitations believed to be consistent with the allowed claim 18. In view of the above failings of the

underlying rejection, the amendments are not believed to be necessary to overcome these rejections and Applicant reserves the right to pursue such subject matter in the future (*e.g.*, in a continuation application).

Applicant respectfully submits that each of the claims should now be in condition for allowance and requests that the Application be allowed.

In view of the above, Applicant believes that each of the rejections is improper and should be withdrawn and that the application is in condition for allowance. Should there be any remaining issues that could be readily addressed over the telephone, the Examiner is asked to contact the agent overseeing the application file, David Schaeffer, of NXP Corporation at (212) 876-6170 (or the undersigned).

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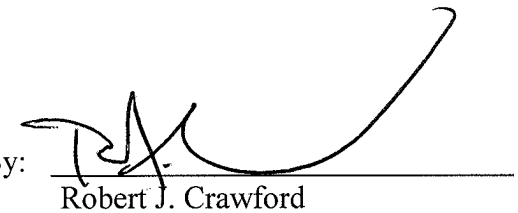
By: 

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